

**UNITED STATES DISTRICT COURT  
FOR THE DISTRICT OF NORTH DAKOTA  
WESTERN DIVISION**

STATE OF NORTH DAKOTA, et al.,

Plaintiffs,

v.

THE UNITED STATES DEPARTMENT OF  
INTERIOR, et al.,

Defendants,

CONSERVATION LANDS FOUNDATION,  
et al.,

Intervenor-Defendants,

and

BADLANDS CONSERVATION  
ALLIANCE, et al.,

Intervenor-Defendants.

Case No. 1:24-cv-124-DMT-CRH

**JOINT MOTION FOR ENTRY OF AMENDED BRIEFING SCHEDULE**

On September 27, 2024, Plaintiffs and Federal Defendants submitted a Joint Motion for Entry of Proposed Scheduling Plan (“Scheduling Plan Motion”). ECF No. 40. The Scheduling Plan Motion proposed a schedule for lodging the administrative record, briefing any objections to the administrative record, and briefing cross-motions for summary judgment on the merits. *Id.* at 2-3.

At the time the Scheduling Plan Motion was submitted, two groups of prospective Intervenor-Defendants, the CLF Intervenor and the BCA Intervenor, had filed motions to intervene that had not yet been ruled upon. *Id.* at 1. The Scheduling Plan Motion noted: “If the proposed intervenors are granted intervention by the Court, the Parties may submit an amended

proposed briefing schedule accounting for the additional parties.” *Id.* at 2 n.1. The Court granted the Scheduling Plan Motion on September 30, 2024. ECF No. 41. The Court granted both the CLF Intervenor’s and the BCA Intervenor’s motions to intervene on October 24, 2024. ECF No. 45.

Now, to account for the participation of Intervenor-Defendants, the parties move to establish the following amended briefing schedule:

<b>Deadline</b>	<b>Date</b>	<b>Page Limits</b>
Plaintiffs or Intervenor-Defendants to notify Federal Defendants of any record objections	Fri., Dec. 20, 2024	
Plaintiffs’ or Intervenor-Defendants’ motion to complete the administrative record (if any)	Wed., Jan. 15, 2025	
Response(s) to motion to complete the administrative record (if any)	Wed., Jan. 29, 2025	
Plaintiffs’ or Intervenor-Defendants’ reply to motion to complete the administrative record (if any)	Wed., Feb. 12, 2025	
Plaintiffs’ summary judgment motion	Fri., Feb. 21, 2025	45 pages
Federal Defendants’ cross motion for summary judgment and response to Plaintiffs’ motion	Fri., Apr. 11, 2025	45 pages
Intervenor-Defendants’ cross motions for summary judgment and responses to Plaintiffs’ motion	Fri., Apr. 18, 2025	35 pages each
Plaintiffs’ response to Federal Defendants’ and Intervenor-Defendants’ motions and reply in support of their motion	Fri., May 9, 2025	30 pages
Federal Defendants’ reply in support of their motion	Fri., May 30, 2025	20 pages
Intervenor-Defendants’ replies in support of their motions	Fri., June 6, 2025	15 pages each
Oral Argument	To be scheduled by the Court after completion of briefing	

Respectfully submitted this 20th day of November, 2024.

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**CERTIFICATE OF SERVICE**

I hereby certify that on November 20, 2024, I electronically filed the foregoing document with the Clerk of the Court using the CM/ECF system, which will send notification of this filing to the attorneys of record and all registered participants.

Dated: November 20, 2024.

/s/ Samantha R. Caravello  
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